

Message Text

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PAGE 01 PARIS 22063 130125Z
ACTION EB-08

INFO OCT-01 EUR-12 IO-13 ISO-00 CAB-02 CIAE-00 COME-00
DODE-00 DOTE-00 INR-10 NSAE-00 FAA-00 L-03 SS-15
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FM AMEMBASSY PARIS
TO SECSTATE WASHDC 4669
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USMISSION GENEVA

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GENEVA PASS ASSISTANT SECRETARY KATZ

E. O. 11652:N/A
TAGS: EAIR, FR
SUBJECT: PANAM CHANGE OF GAUGE

REF: STATE 175072

1. THE LOCAL ATTORNEY FOR PAN AMERICAN ADVISED THE CIVIL AIR ATTACHE ON JULY 12 THAT THE FRENCH ADMINISTRATIVE COURT HAD INFORMALLY TURNED DOWN HIS CLIENT'S MOTION FOR AN IMMEDIATE INJUNCTION AGAINST THE DGAC WHILE THE SUBSTANTIVE CASE WAS PENDING. ACCORDING TO A NOTE ISSUED ON JULY 11 THE COURT DETERMINED THAT THE INJURY SUFFERED BY PAN AM WAS NOT OF SUCH A NATURE AS TO JUSTIFY A STAY OF THE DGAC'S REFUSAL TO APPROVE ITS SCHEDULE (WHICH INCLUDED THE CHANGE OF GAUGE.)

2. THE ATTORNEY INDICATED THAT PANAM CAN APPEAL TO THE CONSEIL D'ETAT WITHIN FIFTEEN DAYS FROM THE DATE OF THE OFFICIAL COMMUNICATION OF THE COURT'S FORMAL RULING,
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PAGE 02 PARIS 22063 130125Z

WHICH DATE WILL PROBABLY BE IN MID-SEPTEMBER WHEN THE COURT HAS RETURNED FROM ITS SUMMER RECESS. HE SPECULATED THAT SUCH AN APPEAL WOULD PROBABLY NOT BE WORTHWHILE IN VIEW OF THE SIGNATURE OF THE ARBITRATION COMPOMIS, INCLUDING THE INTERIM REGIME. ON THE OTHER HAND, THE ATTORNEY DOES EXPECT THAT PANAM WILL PROCEED WITH ITS SUBSTANTIVE CASE, DEALING WITH THE ACTUAL DIS-

APPROVAL OF THE SCHEDULE, BUT NO TIMETABLE FOR THIS
HAS YET BEEN DETERMINED.
HARTMAN

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NNN

Message Attributes

Automatic Decaptioning: X
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Draft Date: 12 jul 1978
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Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
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Disposition Date: 20 Mar 2014
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